

RESOLUTION NO. 2010-120

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS REGARDING CITY MEASURES AND DIRECTING THE CITY ATTORNEY TO PREPARE IMPARTIAL ANALYSES

WHEREAS, on April 28, 2010, the City Council adopted Resolution No. 2010-83 calling for, and giving notice of, a General Municipal Election to be held on November 2, 2010 and requested consolidation of the General Municipal Election with the Statewide General Municipal Election of November 2, 2010; and

WHEREAS, on April 28, 2010, the City Council adopted Resolution No. 2010-85 setting forth that written arguments for or against any city measure may be submitted pursuant to California Elections Code Section 9282 and shall not exceed 300 words in length; and

WHEREAS, Resolution No. 2010-85 also set forth that rebuttal arguments may be submitted pursuant to California Elections Code Section 9285 and shall not exceed 250 words in length; and

WHEREAS, on May 26 two (2) measures were approved by the City Council adopted through Resolution Nos. 2010-110 and 2010-111 to be included with the November 2, 2010 General Municipal Election regarding: 1) the Utility User Tax Reduction and Modernization Measure, and 2) an Advisory Measure regarding a proposed increase to a seven member legislative body; and

WHEREAS, on June 9 three (3) measures were approved by the City Council adopted through Resolution No. 2010-119 to be included with the November 2, 2010 General Municipal Election relating to the elective office of mayor and the term of the elective office of mayor; and

WHEREAS, at the November 2, 2010 General Municipal Election there will be submitted to the voters the following five (5) measures:

UTILITY USER TAX REDUCTION AND MODERNIZATION MEASURE Shall an ordinance be adopted to reduce the existing Utility User Tax from 2.5% to 2.25%; modernize the current ordinance to treat taxpayers equally regardless of technology used for telecommunications and video services; to preserve funding for essential general municipal services, such as public safety?	YES
	NO

AND

ADVISORY VOTE ONLY INCREASE TO A SEVEN MEMBER LEGISLATIVE BODY Shall members of the legislative body of the City of Elk Grove be qualified by and elected from six (6) districts and the Mayor be qualified and elected on a citywide basis by the voters of the entire city; a “Yes” vote increases the legislative body to seven (7) members; a “No” vote retains the current size of the legislative body at five (5) members.	YES
	NO

AND

ELECTIVE OFFICE OF MAYOR Shall the electors elect a mayor and four city council members? A “Yes” vote means the citizens directly elect the mayor; a “No” vote continues the practice that the council chooses one of its members to preside as mayor on an annual basis.	YES
	NO

AND

TWO YEAR TERM OF ELECTIVE OFFICE OF MAYOR Shall the term of office of mayor be two years ?	YES
	NO

AND

FOUR YEAR TERM OF ELECTIVE OFFICE OF MAYOR Shall the term of office of mayor be four years ?	YES
	NO

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ELK GROVE DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

Section 1. The City Council authorizes all members of the City Council to file written arguments in favor of or against City measures, accompanied by the printed names and signatures of the persons submitting it, in accordance with Article 4, Chapter 3, Division 9 of the Elections Code of the State of California, and to change the argument until and including the date fixed by the Interim City Clerk, after which no arguments for or against the City measure may be submitted to the Interim City Clerk.

Section 2. The City Council directs the Interim City Clerk to transmit a copy of the measure to the City Attorney who shall prepare an impartial analysis of the measure showing the effect of the measure on the existing law and the operation of the measure. The impartial analyses shall not exceed 500 words and shall be filed by the date set by the Interim City Clerk for the filing of primary arguments.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 9th day of June 2010.


SOPHIA SCHERMAN, MAYOR of the
CITY OF ELK GROVE

ATTEST:


JASON LINDGREN, INTERIM CITY CLERK

APPROVED AS TO FORM:


SUSAN COCHRAN, CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2010-120**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) **ss**
CITY OF ELK GROVE)

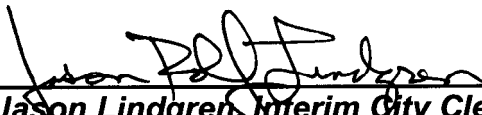
I, Jason Lindgren, Interim City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on June 9, 2010 by the following vote:

AYES : COUNCILMEMBERS: *Scherman, Detrick, Cooper, Hume*

NOES: COUNCILMEMBERS: *None*

ABSTAIN : COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *Davis*



**Jason Lindgren, Interim City Clerk
City of Elk Grove, California**